

		Docket No	MSU 4.1	<u>-568</u>		PATEN	
Prac	titioners	Thomas	J. Pinnav	ala, wenz	nong mang	and ·	
X	Applicant	Yi Liu	_	_			_
	Application		_				—
			C] Issued on	en contion	DRC	_
Tell	. ULTR	ASTABLE P	OROUS ALUM	INOSILICA	TE STRUCTU	KBS	
1100	AND	COMPOSITI	ONS DEKTAR	D THEREFR	OPL	•	•
٠		STATEME	NT OF STATU	S AS SMALI	LENTITY	:	
	(37	7 C.F.R. § 1.	27(a)(3))—NON	PROFII ON	BANILATION		

I hereby state that I am an official empowered to act on behalf of the nonprofit organization identified below:

Name of Nonprofit Organization Michigan State University

Address of Nonprofit Organization 238 Administration Building

East Lansing, Michigan 48824

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TYPE OF NONPROFIT ORGANIZATION

U	NONFROTTI CITCATO
X 1	University or other institution of higher education (located in any country) Tax exempt under internal Revenue Service Code (26 U.S.C. 501(a) and 501(c)(3)
	Nonprofit scientific or educational under statute of state of the United States of America (35 U.S.C. 201(i))
	(Name of State
	(Citation of Statute
	Would qualify as tax exempt under Internal Revenue Service Code (26 U.S.C 501(a) and 501(c)(3)), if located in the United States of America
	Would qualify as Nonprofit Scientific or Educational under statute of state of the United States of America or would be tax exempt under the Internal Revenue Service Code (26 U.S.C. 501(a) and 26 U.S.C. 501(c)(3)) if located in the United States of America
	(Name of State
	(Citation of Statute)
	dentified above qualifies as a nonprofit

I hereby state that the nonprofit organization identified above qualifies as a nonprofit organization, as defined in 37 C.F.R. § 1.27(a)(3), for purposes of paying reduced fees to the United States Patent and Trademark Office under Sections 41(a) and (b) of Title 35, United States Code, with regard to the invention described in

₽.	the specification	filed herewith.	with title	as listed	above
----	-------------------	-----------------	------------	-----------	-------

- ☐ the application identified above.
- ☐ the patent identified above.

(Small Entity-Non-Profit [7-3]-page 1 of 3)

I hereby state that rights under contract or law have been conveyed to, and remain with, the nonprofit organization, with regard to the above identified invention.

If the rights held by the nonprofit organization are not exclusive, each individual, concern or organization having rights to the invention is listed below* and no rights to the invention are held by any person, other than the inventor, who would not qualify as a person under 37 C.F.R. § 1.27(a)(1), if that person made the invention, or by any concern that would not qualify as a small business concern under 37 C.F.R. § 1.27(a)(2), or a nonprofit organization under 37 C.F.R. § 1.27(a)(3)

*NOTE: Separate statements should be obtained from each named person, concern or organization having rights to the invention as to their status as small entities.

Each such person, concern or organization having any rights in the invention is listed below:

	X	No such person, concern, or organization exists.					
		Each such	h pers	on, concern or organization	is listed	i below.	
Name	·						
Addr	ess						
0	IND/\	/IDUAL	0	SMALL BUSINESS CONCERN	0	NONPROFIT ORGANIZATION	
Name	.	 					
Addr	es s _						
	MON	VIDUAL.		SMALL BUSINESS CONCERN	0	NONPROFIT ORGANIZATION	
						118 - 11 of nove obsessed	

I acknowledge the duty to file, in this application or patent, notification of any charge in status resulting in loss of entitlement to small entity status prior to paying, or at the time of paying, the earliest of the issue fee or any maintenance fee due after the date on which status as a small entity is no longer appropriate. (37 C.F.R. § 1.27(g)(2))

NOTE: "The presentation to the Office (whether by signing, filing, submitting, or later advocating) of any paper by a party, whether a practitioner or non-practitioner, constitutes a certification under § 10.18(b)(2) of this chapter by a party, whether a practitioner or non-practitioner, may result in the imposition of sanctions under § 10.18(c) of this chapter. Any practitioner violating § 10.18(b) may also be subject to disciplinary action. See §§ 10.18(d) and 10.23(c)(15)." 37 C.F.R. § 1.4(d)(2).

Name of Person Signing	Norman M. Pollack, Ph.D. Assistant Vice President for Intellectual Property
Title in Organization	Michigan State University
Address of P rson Signing	
SIGNATURE	MM Date 12/13/01

(Small Entity-Non-Profit [7-3]-page 3 of 3)



COMBINED DECLARATION AND POWER OF ATTORNEY

(ORIGINAL, DESIGN, NATIONAL STAGE OF PCT, SUPPLEMENTAL, DIVISIONAL, CONTINUATION, OR C-I-P)

As a below named inventor, I hereby declare that:

TYPE OF DECLARATION

This declaration is of the following type:

(check one applicable item below)
☐ original.
☐ design.
NOTE: With the exception of a supplemental oath or declaration submitted in a reissue, a supplemental of or declaration is not treated as an amendment under 37 CFR 1.312 (Amendments after allowand M.P.E.P. § 714.16, 7th Edition.
NOTE: If the declaration is for an International Application being filed as a divisional, continuation continuation-in-part application, do <u>not</u> check next item; check appropriate one of last three items
☐ national stage of PCT.
NOTE: If one of the following 3 items apply, then complete and also attach ADDED PAGES FOR DIVISIONAL CONTINUATION OR C-I-P.
NOTE: See 37 C.F.R. § 1.63(d) (continued prosecution application) for use of a prior nonprovisional application declaration in the continuation or divisional application being filed on behalf of the same or fewer the inventors named in the prior application.
divisional.
☐ continuation.
NOTE: Where an application discloses and claims subject matter not disclosed in the prior application, or continuation or divisional application names an inventor not named in the prior application, continuation-in-part application must be filed under 37 C.F.R. § 1.53(b) (application filing requirement—nonprovisional application).
INVENTORSHIP IDENTIFICATION
WARNING: If the inventors are each not the inventors of all the claims, an explanation of the facts, including

the ownership of all the claims at the time the last claimed invention was made, should be submitted.

My residence, post office address and citizenship are as stated below, next to my name. I believe that I am the original, first and sole inventor (if only one name is listed below) or an original, first and joint inventor (if plural names are listed below) of the subject matter that is claimed, and for which a patent is sought on the invention entitled:

TITLE OF INVENTION

			(Declaration a	nd Power	of Attorney [1	-1]—page 1 of 7
 AND	COMPOSITI	CONS	DERIVED	THEF	EFROM	·
 ULTRASTAB	LE POROUS	ALU	MINOSILI	CATE	STRUCTU	RES

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SPECIFICATION IDENTIFICATION

the sp	ecification of which:
	(complete (a), (b), or (c))
(a)	☐ is attached hereto.
	"The following combinations of information supplied in an oath or declaration filed on the application filing date with a specification are acceptable as minimums for identifying a specification and compliance with any one of the items below will be accepted as complying with the identification requirement of 37 CFR 1.63:
	"(1) name of inventor(s), and reference to an attached specification which is both attached to the oath or declaration at the time of execution and submitted with the oath or declaration on filing;
	"(2) name of inventor(s), and attorney docket number which was on the specification as filed; or
	"(3) name of inventor(s), and title which was on the specification as filed."
	Notice of July 13, 1995 (1177 O.G. 60).
(b) [was filed on 12/19/2001 , as 🛛 Serial No. 10/025,647
	and was amended on (if applicable).
NOTE:	Amendments filed after the original papers are deposited with the PTO that contain new matter are not accorded a filing date by being referred to in the declaration. Accordingly, the amendments involved are those filed with the application papers or, in the case of a supplemental declaration, are those amendments claiming matter not encompassed in the original statement of invention or claims. See 37 C.F.R. § 1.67.
NOTE:	"The following combinations of information supplied in an oath or declaration filed after the filing date are acceptable as minimums for identifying a specification and compliance with any one of the items below will be accepted as complying with the identification requirement of 37 CFR 1.63:
	"(A) application number (consisting of the series code and the serial number, e.g., 08/123,456);
	"(B) serial number and filing date;
	"(C) attorney docket number which was on the specification as filed;
	"(D) title which was on the specification as filed and reference to an attached specification which is both attached to the oath or declaration at the time of execution and submitted with the oath or declaration; or
	"(E) title which was on the specification as filed and accompanied by a cover letter accurately identifying the application for which it was intended by either the application number (consisting of the series code and the serial number, e.g., 08/123,456), or serial number and filing date. Absent any statement(s) to the contrary, it will be presumed that the application filed in the PTO is the application which the inventor(s) executed by signing the oath or declaration." M.P.E.P. § 601.01(a), 7th Ed.
(c) [was described and claimed in PCT International Application No.

(Declaration and Power of Attorney [1-1]-page 2 of 7)

______, filed on ______ and as ded under PCT Article 19 on ______ (if any).

amended under PCT Article 19 on _____

SUPPLEMENTAL DECLARATION (37 C.F.R. § 1.67(b))

"(a) An applicant in a nonprovisional application may claim the benefit of the filing date of one or more prior foreign applications under the conditions specified in 35 U.S.C. 119(a) through (d) and (f), 172, and 365(a) and (b).

(1)(i) In an original application filed under 35 U.S.C. 111(a), the claim for priority must be presented during the pendency of the application, and within the later of four months from the actual filing date of the application or sixteen months from the filing date of the prior foreign application This time period is not extendable. The claim must identify the foreign application for which priority is claimed, as well as any foreign application for the same subject matter and having a filing date before that of the application for which priority is claimed, by specifying the application number, country (or intellectual property authority), day, month, and year of its filing. The time period in this paragraph does not apply to an application for a design patent.

(ii) In an application that entered the national stage from an international application after compliance with 35 U.S.C. 371, the claim for priority must be made during the pendency of the application and within the time limit set forth in the PCT and the Regulations under the PCT.

(2) The claim for priority and the certified copy of the foreign application specified in 35 U.S.C. 119(b) or PCT Rule 17 must, in any event, be filed before the patent is granted. If the claim for priority or the certified copy of the foreign application is filed after the date the issue fee is paid, it must be accompanied by the processing fee set forth in § 1.17(i), but the patent will not include the priority claim unless corrected by a certificate of correction under 35 U.S.C. 255 and § 1.323

I hereby claim foreign priority benefits under 7ttle 35, United States Code, §§ 119(a)–(d) of any foreign application(s) for patent or inventor's certificate or of any PCT international application(s) designating at least one country other than the United States of America listed below and have also identified below any foreign application(s) for patent or inventor's certificate or any PCT international application(s) designating at least one country other than the United States of America filed by me on the same subject matter having a filing date before that of the application(s) of which priority is claimed.

(Declaration and Power of Attorney [1-1]-page 3 of 7)

(complete (d) or (e))

(d) X no such applications have been filed.

OUNTRY (OR INDICATE IF PCT)	APPLICATION NUMBER	DATE OF FILING (day, month, year)	PRIORITY CLAIM UNDER 37 USC
			☐ YES NO [
	·		☐ YES NO
			☐ YES NO [
			☐ YES NO [
			☐ YES NO [
	BENEFIT OF PRIOR U.S.C. the benefit under Title 35, U.S.C.	§ 119(e))	APPLICATION(
I hereby claim ates provisiona	(34 U.S.C.	§ 119(e)) United States Code,	APPLICATION(
I hereby claim ates provisiona ROVISIONAL A	(34 U.S.C. the benefit under Title 35, the application(s) listed below:	§ 119(e)) United States Code,	APPLICATION(
I hereby claim ates provisiona ROVISIONAL A	(34 U.S.C. the benefit under Title 35, the application(s) listed below:	§ 119(e)) United States Code,	APPLICATION(
I hereby claim ates provisiona ROVISIONAL A	(34 U.S.C. the benefit under Title 35, the properties of the prope	§ 119(e)) United States Code,	APPLICATION(

(Declaration and Power of Attorney [1-1]-page 4 of 7)

ALL		ANY, FILED M RE THAN 12 MONTHS R TO THIS U.S. APPLICATION
NOTE:	the basis for this application entering the Undivisional, or continuation-in-part, then also	nom the filing date of this application is a PCT filing forminited States as (1) the national stage, or (2) a continuation complete ADDED PAGES TO COMBINED DECLARATION AL, CONTINUATION OR C-I-P APPLICATION for benefined States 120.
	POWER OF	ATTORNEY
	eby appoint the following practitioner ness in the Patent and Trademark O	(s) to prosecute this application and transac
	(list name and re	gistration number)
	Ian C. McLeod - Regis	tration No. 20,931
	Mary M. Moyne - Regis	tration No. 35,962
	(check the following	item, if applicable)
) associated with the Customer Number pro- oplication and to transact all business in the nected therewith.
		on and power of attorney, is the authorization s) to accept and follow instructions from my
NOTE:	correspondence address in a prior application For example, where a copy of the oath or continuation or divisional application filed und from the prior application designates an old in the continuation or divisional application, the prosecution of the prior application. Application address in the continuation or divisional application.	n or divisional applications to ensure that any change of a is reflected in the continuation or divisional application. eclaration from the prior application is submitted for a er 37 CFR 1.53(b) and the copy of the oath or declaration correspondence address, the Office may not recognize, he change of correspondence address made during the at is required to identify the change of correspondence action to ensure that communications from the Office are s. 37 CFR 1.63(d)(4).* § 601.03, M.P.E.P., 7th Edition.
SEND C	ORRESPONDENCE TO	DIRECT TELEPHONE CALLS TO: (Name and telephone number)
Ø	• • • • • • • •	Ian C. McLeod
	McLeod & Moyne, P.C.	(517) 347-4100

2190 Commons Parkway Okemos, Michigan 48864

21036 Customer Number

(complete the following if applicable)

Since this filing is a \square continuation \square divisional there is attached hereto a Change of Correspondence Address so that there will be no question as to where the PTO should direct all correspondence.

(Declaration and Power of Attorney [1-1]—page 5 of 7)

DECLARATI N

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code, and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

SIGNATURE(S)

- NOTE: Carefully indicate the family (or last) name, as it should appear on the filing receipt and all other documents.
- NOTE: Each inventor must be identified by full name, including the family name, and at least one given name without abbreviation together with any other given name or initial, and by his/her residence, post office address and country of citizenship. 37 CFR § 1.63(a)(3).
- NOTE: Inventors may execute separate declarations/oaths provided <u>each</u> declaration/oath sets forth all the inventors. Section 1.63(a)(3) requires that a declaration/oath, inter alia, identify each inventor and prohibits the execution of separate declarations/oaths which each sets forth only the name of the executing inventor. 62 Fed. Reg. 53,131, 53,142, October 10, 1997,

Full name of sole or first inventor

THOMAS		PINNAVAIA
(GIVEN NAME)	(MIDDLE INITIAL OR NAME)	FAMILY (OR LAST NAME)
Inventor's signature _		
Date	Country of Citizenship	U.S.
Residence	East Lansing, Michigan	
Post Office Address .	5901 Sleepy Hollow	
	East Lansing, Michigan	48823

Full name of second joint inventor, if any WENZHONG ZHANG (GIVEN NAME) (MIDDLE INITIAL OR NAME) FAMILY (OR LAST NAME) Inventor's signature 2 Peoples Republic Country of Citizenship of China Broken Arrow, Oklahoma Residence. 1124 S. Tamarack Avenue Post Office Address. Broken Arrow, Oklahoma 74012

Full name of third joint inventor, if any

YU	LIU				
(GIVEN NAME)	(MIDDLE INITIAL OR NAME)	FAMILY (OR LAST NAME)			
Invent r's signatur _					
Date	Country of Citizenship	Peoples Republic of China			
Residence	East Lansing, Michigan				
Post Office Address	1644F Spartan Villag	e			
	East Lansing, Michig	an 48823			

(check proper box(es) for any of the following added page(s) that form a part of this declaration)

	Signature for fourth and subsequent joint inventors. Number of pages adde			
	Signature by administrator(trix), executor(trix) or legal representative for deceased or incapacitated inventor. <i>Number of pages added</i>			
	* * *			
	Signature for inventor who refuses to sign or cannot be reached by person authorized under 37 CFR 1.47. <i>Number of pages added</i>			
	* * *			
	Added page for signature by one joint inventor on behalf of deceased inventor(s) where legal representative cannot be appointed in time. (37 CFR 1.47)			
	* * *			
X	Added pages to combined declaration and power of attorney for divisional, continuation, or continuation-in-part (C-I-P) application.			
	□ Number of pages added3			
	Authorization of practitioner(s) to accept and follow instructions from representative.			
t	(if no further pages form a part of this Declaration, hen end this Declaration with this page and check the following item)			
	☐ This declaration ends with this page.			

(Declaration and Power of Attorney [1-1]-page 7 of 7)

ADDED PAGE TO COMBINED DECLARATION AND POWER OF ATTORNEY FOR DIVISIONAL, CONTINUATION OR C-I-P APPLICATION

(complete this part only if this is a divisional, continuation or C-I-P application)

CLAIM FOR BENEFIT OF EARLIER U.S./PCT APPLICATION(S) UNDER 35 U.S.C. 120

hereby claim the benefit, under Title 35, United States Code, § 120, of any United States polication(s) or PCT international application(s) designating the United States of America that is/are listed below and, insofar as the subject matter of each of the claims of this application is not disclosed in that/those prior application(s) in the manner provided by the first paragraph of Title 35, United States Code, § 112, I acknowledge the duty to disclose information

that is material to patentability as defined in 37, Code of Federal Regulations, § 1.56

(also check the following item, if desired)

and that is material to the examination of this application, namely, information where there is a substantial likelihood that a reasonable examiner would consider it important in deciding whether to allow the application to issue as a patent,

that occurred between the filing date of the prior application(s) and the national or PCT international filing date of this application. (37 C.F.R. § 1.63(e)).

(also check the following item, if desired)

In compliance with this duty, there is attached an information disclosure statement, in accordance with 37 C.F.R. § 1.98.

COPY OF PAPERS ORIGINALLY FILED

PRIOR U.S. APPLICATIONS OR PCT INTERNATIONAL APPLICATIONS DESIGNATING THE U.S. FOR BENEFIT UNDER 35 USC 120:								
U.S. APPLICATIONS				Status (check one)				
U.S. APPLICATIONS U.S		U.S. I	U.S. FILING DATE		Pending	Abandoned		
1.0 9/ 578,315		May 25, 2000			х			
2.0 9/ 792,017		February 21, 2001			Х			
3.0 /PCT APPLICATIONS DESIG			ANATING THE U.S.					
PCT APPLICATION NO.		ING	U.S. APPLICATION NOS. ASSIGNED (if any)					
4			0 /					
5			0 /					
6			0 /					

35 USC § 119 PRIORITY CLAIM, IF ANY, FOR ABOVE LISTED U.S./PCT APPLICATI NS

ABOVE APPLICATION NO.	DETAILS OF U.S. PROVISIONAL OR FOREIGN APPLICATION FROM WHICH PRIORITY CLAIMED UNDER 35 USC § 119						
Please indicate appropriate PCT application no.	Country and Application No.	Date of filing (day, month, year)	Date of issue (day, month, year)				
1.							
2.							
3.							
4.							
5.							
6.							
7.							
8.							

led:

IN THE UNITED STATES PATENT AND TRADEMARK FFICE

Thomas J. Pinnavaia, Wenzhong Zhang and

In re application of: Yu Liu

pplication No.: 10/025,647

December 19, 2001

Examiner:

ULTRASTABLE POROUS ALUMINOSILICATE STRUCTURES AND

COMPOSITIONS DERIVED THEREFROM

Assistant Commissioner for Patents Washington, D.C. 20231

STATEMENT BY PRACTITIONER THAT APPLICATION FILED IN PTO IS THE ONE INVENTOR EXECUTED BY SIGNING DECLARATION

NOTE: This form is to be used when the declaration only indicates the name(s) of the inventor(s) and the title of the invention. Notice of September 12, 1983, 1035 O.G. 3.

NOTE: The following combinations of information supplied in an oath or declaration being filed after the filed date are acceptable as minimums for identifying a specification and compliance with any one of the items will be accepted as complying with the identification requirements of 37 C.F.R. § 1.63:

"(A) application number (consisting of the series code and the serial number, e.g., 08/123,456);

- "(B) serial number and filing date;
- "(C) attorney docket number which was on the specification as filed;

"(D) title which was on the specification as filed and reference to an attached specification which is both attached to the cath or declaration at the time of execution and submitted with the cath or declaration: or

"(E) title which was on the specification as filed and accompanied by a cover letter accurately identifying the application for which it was intended by either the application number (consisting of the series code and the serial number, e.g., 08/123,456), or serial number and filling date. Absent any statement(s) to the contrary, it will be presumed that the application filed in the PTO is the application which the inventor(s) executed by signing the oath or declaration.

M.P.E.P. \$ 601.01(a), 7th Ed.

Ian C. McLeod

Name of Practitioner

2190 Commons Parkway

P.O. Address

Okemos, Michigan 48864

<u>20,93</u>1 Reg. No. .

Tel. No. (517) <u>347-4100</u>

□ transmitted by facsimile to the Patent and Trademark Office.

CERTIFICATE OF MAILING/TRANSMISSION (37 C.F.R. & 1.8a)

I hereby certify that this correspondence is, on the date shown below, being:

MAILING

FACSIMILE

deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to the Assistant Commissioner for Patents. Washington, D.C. 20231.

Date: 3/6/02

Tammi L. Taylor

(type or print name of person certifying)

(Statement by Practitioner That Application Filed in PTO Is the One Inventor Executed by Signing Declaration [5-10]-page 1 of 2)

COPY OF PAPERS OPIGINALLY FILED

state I am the registered practitioner for this application and the application identified above is the application that the inventor(s) executed by signing the declaration that is being submitted herewith.

SIGNATURE OF PRACTITIONER

Customer No.: 21036